

..Number

211402

..Version

SUBSTITUTE 1

..Reference

161010, 210587

..Sponsor

ALD. BAUMAN, PEREZ AND SPIKER

..Title

A substitute ordinance relating to zoning regulations for self-service storage facilities in industrial zoning districts.

..Section

295-803-1 (table) am

..Analysis

This ordinance changes the use classification of self-service storage facilities in various industrial zoning districts from permitted use to special use.

..Body

Whereas, Recognizing some of the unique land use impacts of self-service storage uses, on May 9, 2017, the Common Council adopted File Number 161010, an ordinance that amended the City's zoning code by creating a new use definition for self-service storage facilities and regulating them within certain zoning districts; and

Whereas, On September 21, 2021, the Common Council approved the City of Milwaukee Industrial Land Analysis as an amendment to the Citywide Policy Plan as part of Milwaukee's Comprehensive Plan via File Number 210587; and

Whereas, Self-service storage facilities are currently permitted by right in the industrial-office, industrial-light, and industrial-heavy zoning districts; and

Whereas, The Industrial Land Analysis called for updates to align the City's zoning code with the goals of protecting and expanding industrial uses with a focus on preserving land for job creation and employment-supporting uses in industrial areas; and

Whereas, Self-service storage facilities can be detrimental to these goals by reducing the amount of land available for job-creating manufacturing uses, potentially detracting from the employment goals of industrial districts; and

Whereas, The number of development proposals for self-service storage facilities has increased in recent years because of their low operational costs combined with socioeconomic trends such as an increase in household relocation and downsizing; and

Whereas, The Common Council seeks to preserve land within industrial zoning districts as locations for family-supporting jobs; and

Whereas, The Industrial Land Analysis recommended restricting self-service storage facilities within industrial districts, while acknowledging that there may be circumstances where self-service storage uses are appropriate, including where the first floor of the

facility is activated with another use, where the self-service storage is proposed for an existing building or site that is not suitable for modern manufacturing or office/residential uses in a district where those uses are permitted, or where the self-service storage may preserve a historically-significant building for another potential future use; and

Whereas, For these reasons, proposals for self-service storage facilities in the industrial-office, industrial-light, and industrial-heavy zoning districts should require special use permits and be reviewed by the Board of Zoning Appeals to ensure protection of public health, safety and welfare; preservation of property; traffic and pedestrian safety; and consistency of the proposed uses with the Comprehensive Plan; now, therefore

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Table 295-803-1 of the code is amended to read:

<b>Table 295-803-1 INDUSTRIAL DISTRICTS USE TABLE</b>					
Y=Permitted Use S=Special Use	L=Limited N=Prohibited	<b>Zoning Districts</b>			
<b>Uses</b>	I01/ I02	IL1/ IL2	IC	IM	IH
<b>RESIDENTIAL USES</b>					
Single-family dwelling	N	N	N	L	N
Two-family dwelling	N	N	N	L	N
Multi-family dwelling	N	N	N	L	N
Permanent supportive housing	N	N	N	L	N
Transitional housing	N	N	N	S	N
Attached single-family dwelling	N	N	N	L	N
Live-work unit	N	N	N	Y	N
Mobile home	N	N	N	N	N
Watchman/service quarters	Y	Y	Y	Y	Y
Family day care home	N	N	N	L	N
<b>GROUP RESIDENTIAL USES</b>					
Rooming house	N	N	N	S	N
Convent, rectory or monastery	N	N	N	L	N
Dormitory	N	N	N	S	N
Fraternity or sorority	N	N	N	S	N
Adult family home	N	N	N	L	N
<i>Foster Homes</i>					
Foster family home	N	N	N	L	N
Small foster home	N	N	N	L	N
Group home or group foster home	N	N	N	L	N
<i>Shelter Care Facilities</i>					
Family shelter care facility	N	N	N	L	N
Small group shelter care facility	N	N	N	L	N
Large group shelter care facility	N	N	N	S	N

Community living arrangement	N	N	N	L	N
<b>EDUCATIONAL USES</b>					
Day care center	S	S	N	S	S
School, elementary or secondary	N	N	N	S	N
College	S	S	N	S	N
School, personal instruction	S	S	Y	Y	N
<b>COMMUNITY-SERVING USES</b>					
Library	N	N	N	Y	N
Cultural institution	N	N	L	L	N
Community center	N	N	N	S	N
Religious assembly	N	N	S	S	N
Cemetery or other place of interment	N	N	N	N	N
Public safety facility	Y	Y	Y	Y	Y
Correctional facility	N	N	N	N	N
<b>COMMERCIAL AND OFFICE USES</b>					
General office	Y	Y	Y	Y	L
Government office	Y	Y	Y	Y	L
Bank or other financial institution	S	S	N	Y	N
Currency exchange, payday loan or title loan agency	N	N	N	S	N
Installment loan agency	N	N	N	S	N
Cash-for-gold business	N	N	N	S	N
Pawn shop	N	N	N	S	N
Retail establishment, general	N	N	L	Y	N
Garden supply or landscaping center	N	Y	Y	Y	N
Home improvement center	N	Y	L	Y	N
Secondhand store	N	N	L	L	N
Outdoor merchandise sales	N	N	N	L	N
Artist studio	Y	Y	Y	Y	Y
Adult retail establishment	N	N	N	S	N
<b>HEALTH CARE AND SOCIAL ASSISTANCE</b>					
Medical office	S	N	N	Y	N
Health clinic	L	N	N	S	N
Hospital	N	N	N	N	N
Medical research laboratory	Y	Y	Y	Y	N
Medical service facility	N	S	N	N	N
Social service facility	N	S	N	S	N
Emergency residential shelter	N	N	N	N	N
Nursing home	N	N	N	N	N
Adult day care	S	S	N	S	S
<b>GENERAL SERVICE USES</b>					
Personal service	N	N	N	Y	N
Business service	Y	S	Y	Y	N
Catering service	Y	Y	Y	Y	Y
Funeral home	N	N	N	Y	N
Laundromat	N	N	N	Y	N
Dry cleaning establishment	N	N	N	Y	N
Furniture and appliance rental and leasing	N	N	N	Y	N

Household maintenance and repair service	N	Y	Y	Y	N
Tool/equipment rental facility	N	Y	N	Y	N
<i>Animal Services</i>					
Animal hospital/clinic	Y	Y	N	L	Y
Animal boarding facility	Y	Y	N	L	Y
Animal grooming or training facility	Y	Y	N	L	Y
<b>MOTOR VEHICLE USES</b>					
<i>Light Motor Vehicle</i>					
Sales facility	L	S	N	S	S
Rental facility	L	S	N	S	S
Repair facility	L	S	N	S	L
Body shop	L	S	N	S	L
Outdoor storage	L	Y	N	S	Y
Wholesale facility	Y	Y	N	Y	Y
<i>Heavy Motor Vehicle</i>					
Sales facility	L	Y	N	S	Y
Rental facility	L	Y	N	S	Y
Repair facility	L	L	N	S	L
Body shop	L	L	N	S	L
Outdoor storage	L	S	N	S	Y
<i>General Motor Vehicle</i>					
Filling station	S	S	N	S	S
Car wash	S	S	N	S	S
Non-restaurant drive-through facility	S	S	N	S	S
<i>Parking</i>					
Parking lot, principal use	Y	Y	S	L	Y
Parking lot, accessory use	Y	Y	L	L	Y
Parking structure, principal use	Y	Y	S	L	Y
Parking structures, accessory use	Y	Y	L	L	Y
Heavy motor vehicle parking lot, principal use	S	L	N	L	Y
Heavy motor vehicle parking lot, accessory use	Y	Y	L	Y	Y
<b>ACCOMMODATION AND FOOD SERVICE USES</b>					
Bed and breakfast	N	N	N	Y	N
Hotel, commercial	L	N	N	Y	N
Hotel, residential	N	N	N	Y	N
Tavern	L	L	L	Y	L
Brewpub	L	L	L	Y	L
Assembly Hall	N	N	S	L	N
Restaurant without drive-through facility	L	L	L	Y	L
Restaurant with drive-through facility	S	S	N	S	N
<b>ENTERTAINMENT AND RECREATION USES</b>					
Park or playground	S	S	S	S	S
Festival grounds	N	N	N	N	N
Recreation facility, indoor	S	S	S	S	N
Recreation facility, outdoor	N	N	N	S	N
Health club	L	L	N	Y	N
Sports facility	N	S	N	S	N

Gaming facility	N	S	N	N	N
Theater	N	N	N	Y	N
Convention and exposition	S	N	N	S	N
Marina	Y	Y	L	Y	Y
Outdoor racing facility	N	N	N	N	S
<b>STORAGE, RECYCLING AND WHOLESALE TRADE USES</b>					
Recycling collection facility	S	Y	N	S	Y
Mixed-waste processing facility	N	L	N	S	L
Material reclamation facility	N	N	N	N	L
Salvage operation, indoor	L	L	N	L	L
Salvage operation, outdoor	N	S	N	S	S
Wholesale and distribution facility, indoor	Y	Y	Y	L	Y
Wholesale and distribution facility, outdoor	S	Y	S	S	Y
<i>Storage Facilities</i>					
Indoor	Y	Y	L	L	Y
Self-service	[[Y]] >>S<<	[[Y]] >>S<<	N	N	[[Y]] >>S<<
Outdoor	N	Y	N	S	Y
Hazardous materials	N	N	N	N	S
<b>TRANSPORTATION USES</b>					
Ambulance service	Y	Y	N	S	Y
Ground transportation service	S	Y	N	S	Y
Passenger terminal	Y	Y	Y	Y	Y
Helicopter landing facility	S	S	S	S	S
Airport	N	Y	N	N	N
Ship terminal or docking facility	N	Y	N	N	Y
Truck freight terminal	N	S	N	S	L
Railroad switching, classification yard or freight terminal	N	Y	Y	Y	Y
<b>INDUSTRIAL USES</b>					
Alcohol beverage facility, micro	Y	Y	Y	Y	Y
Alcohol beverage facility, large	S	L	Y	S	Y
Food processing	Y	Y	Y	Y	Y
Manufacturing, light	Y	Y	Y	Y	Y
Manufacturing, heavy	N	S	S	S	Y
Manufacturing, intense	N	N	N	N	S
Research and development	Y	Y	Y	Y	Y
Processing or recycling of mined minerals	N	N	N	N	S
Contractor's shop	Y	Y	Y	Y	Y
Contractor's yard	Y	Y	N	Y	Y
<b>AGRICULTURAL USES</b>					
Plant nursery or greenhouse	Y	Y	Y	Y	Y
Raising of livestock	L	L	L	L	L
Community garden	Y	Y	Y	Y	Y
Commercial farming enterprise	Y	Y	Y	Y	Y
<b>UTILITY AND PUBLIC SERVICE USES</b>					
Broadcasting or recording studio	Y	S	Y	Y	S
Transmission tower	L	L	L	L	L
Water treatment plant	Y	Y	Y	Y	Y

Sewerage treatment plant	N	Y	N	N	Y
Power generation plant	N	S	N	N	Y
Small wind energy system	Y	Y	Y	Y	Y
Solar farm	Y	Y	Y	Y	Y
Substation/distribution equipment, indoor	S	Y	Y	S	Y
Substation/distribution equipment, outdoor	L	Y	L	L	Y
<b>TEMPORARY USES</b>					
Seasonal market	L	L	L	L	L
Temporary real estate sales office	L	L	L	L	L
Concrete/batch plant, temporary	L	L	L	L	L
Live entertainment special event	L	L	L	L	L

..LRB  
APPROVED AS TO FORM

\_\_\_\_\_  
Legislative Reference Bureau  
Date: \_\_\_\_\_

..Attorney  
IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

\_\_\_\_\_  
Office of the City Attorney  
Date: \_\_\_\_\_

..Requestor  
Department of City Development  
..Drafter  
LRB177146-2  
Jeff Osterman  
12/23/2021